

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Alexandria Division

NEWCOM HOLDINGS PTY. LTD.)	
)	
Plaintiff,)	
)	
v.)	1:04cv136 (LMB)
)	
IMBROS CORP)	
(f/k/a Funge Merger Corp.))	
)	
Defendant.)	

ORDER

For the reasons stated in the accompanying Memorandum Opinion, plaintiff's Motion for Summary Judgment is DENIED and defendant's Motion for Summary Judgment is GRANTED. Accordingly, it is hereby

ORDERED that judgment be and is entered in defendant's favor on all counts of the complaint and defendant's counterclaim, and it is further

ORDERED that the Order of June 3, 2004, prohibiting defendant from transferring, licensing, or otherwise encumbering the V-SIM technology be and is VACATED, and it is further

ORDERED, ADJUDGED and DECLARED that defendant purchased from Funge Systems, Inc., the V-SIM patent application and all related rights free and clear of all liens and claims made by plaintiff in this civil action.

The Clerk is directed to enter judgment in favor of defendant pursuant to Fed. R. Civ. P. 58(a) and to forward copies

of this Order and Memorandum Opinion to counsel of record.

Entered this 6th day of May, 2005.

_____/s/_____
Leonie M. Brinkema
United States District Judge

Alexandria, Virginia